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AUG 30 2004



August 30, 2004

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Application No. 09/982,978 ✓
Filed: October 22, 2001
Title: **Treatment of Hibernating Myocardium and Diabetic Cardiomyopathy with a GLP-1 Peptide**
Inventors: Thomas R. COOLIDGE *et al.*
Atty. Docket: 18528.582

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. Applicant's Comment on Interview Summary; and
2. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

In the event that extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned. Applicants do not believe any fees are due in conjunction with this filing. However, if any fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387, referencing matter number 18528.582. A duplicate copy of this letter is enclosed.

Respectfully submitted,

[Signature]

David R. Marsh (Reg. No. 41,408)
Milan M. Vinnola (Reg. No. 45,979)
Thomas E. Holsten (Reg. No. 46,098)

Attachments



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Thomas R. COOLIDGE *et al.*

Appl. No.: 09/982,978

Filed: October 22, 2001

For: **Treatment of Hibernating
Myocardium and Diabetic
Cardiomyopathy with a GLP-1
Peptide**

Art Unit: 1654

Examiner: Michael MELLER

Atty. Docket: 18528.582

Confirmation No.: 7246

Applicant's Comment on Interview Summary

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Commissioner for Patents
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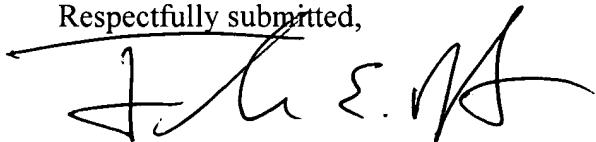
Sir:

In response to the Interview Summary mailed August 19, 2004, Applicants respectfully submit the following summary of the substance of the interview.

On August 5, 2004, the Examiner in the above captioned application together with Bruce Campell and Brian Stanton, conducted an in-person interview with Applicant's representatives, David R. Marsh and Tom Holsten and telephonically with James Butler. At the interview, Applicants' representatives appreciated the opportunity to discuss the outstanding 35 USC 103 rejections. It was agreed that the outstanding 103 rejections would be withdrawn and that the Examiner would consider new 102 or additional 103

rejections. Applicants thank the Examiner for reconsideration and withdrawal of the outstanding 103 rejections.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)
Milan M. Vinnola (Reg. No. 45,979)
Thomas E. Holsten (Reg. No. 46,098)

Date: August 30, 2004

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